



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket: ATM-2216-1

Applicant : Wilfried JUD et al.  
Serial No. : 09/867,551  
Filed : 5/31/2001  
For : LIDS FOR CLOSING OFF CONTAINERS

**TRANSMITTAL LETTER**

Commissioner for Patents  
Washington, D.C. 20231

Sir:

In response to the Notice Of Incomplete Non-provisional Application [Filed Under 37 CFR 1.53(b)] dated June 19, 2001, the applicant has the following information and material.

A copy of the Utility Patent Application Transmittal for this application shows that it is divisional of 09/461,513. A copy of the Utility Patent Application Transmittal is enclosed.

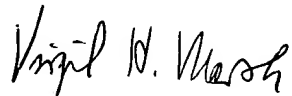
The Notice of Incomplete Non-Provisional Application stated that a complete specification as prescribed by 35 U.S.C. 112 is required (on the grounds that the specification was missing). A copy of the specification from Parent U.S.S.N. 09/461,313 is enclosed.

The Notice of Incomplete Non-Provisional Application stated that the declaration is missing and that a signed declaration for this application is required. Applicant disagrees that a signed declaration for this application is

required since the application is a divisional under U.S.C. 1.53(b). Enclosed is a copy of the executed declaration from prior U.S.S.N. 09/461,313.

If any fees are required, the Commissioner is authorized to charge such fee to Deposit Account Number 06-1110. This form is submitted in duplicate for this purpose.

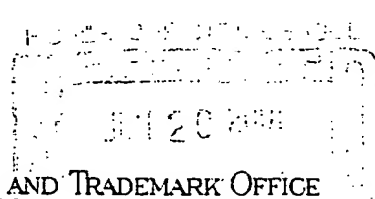
Respectfully submitted,



Virgil H. Marsh  
Reg. No. 23,083

Date: July 16, 2001

Fisher, Christen & Sabol  
1725 K Street, NW  
Suite 1401  
Washington, D.C. 20006  
Telephone: 202/659-2000  
Facsimile: 202/659-2015  
E:mail: FCSabol@aol.com



COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/867.551	05/31/2001	Wilfried Jud	ATM-2216-1

CONFIRMATION NO. 1739

## FORMALITIES LETTER



\*OC000000006199787\*

FISHER, CHRISTEN & SABOL  
Suite 1401  
1725 K Street, N.W.  
Washington, DC 20006

Date Mailed: 06/19/2001

## NOTICE OF INCOMPLETE NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

A filing date has NOT been accorded to the above-identified application papers for the reason(s) indicated below.

All of the items noted below **and a newly executed oath or declaration covering the items must be** submitted within **TWO MONTHS** of the date of this Notice, unless otherwise indicated, or proceedings on the application will be terminated (37 CFR 1.53(e)).

The filing date will be the date of receipt of all items required below, unless otherwise indicated. Any assertions that the item(s) required below were submitted, or are not necessary for a filing date, must be by way of petition directed to the attention of the Office of Petitions accompanied by the \$130.00 petition fee (37 CFR 1.17(h)). If the petition states that the application is entitled to a filing date, a request for a refund of the petition fee may be included in the petition.

- The specification is missing.
- The specification does not include at least one claim.  
*A complete specification as prescribed by 35 U.S.C. 112 is required.*

The required items noted below SHOULD be filed along with any items required above. The filing date of this nonprovisional application will be the date of receipt of the items required above.

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket: ATM-2216-1

Applicant : Wilfried JUD  
Serial No. : 09/867,551 Prior Examiner: Vo  
Filed : May 31, 2001  
For : LIDS FOR CLOSING OFF CONTAINERS



TRANSMITTAL LETTER

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

The postcard receipt of the above-identified application indicated that a copy of the nine(9) page specification of the parent application was missing. (A copy of said postcard receipt is enclosed herewith). Therefor a copy of the specification from the parent application identified below is attached hereto.

Applicant: Wilfried JUD Serial No. 09/461,313

Filed: December 15, 1999

Title: LIDS FOR CLOSING OFF CONTAINERS

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Virgil H. Marsh".

Date:

Virgil H. Marsh  
Reg. No. 23,083

Fisher, Christen & Sabol  
Suite 1401  
1725 K Street, N.W.  
Washington, D.C. 20006  
Tel.: (202) 659-2000



Hon. Commissioner of Patents and Trademarks  
Washington, D.C. 20231

Sir: By placing your receiving date stamp hereon and mailing, kindly acknowledge receipt of:

Transmittal letter, copy of return receipt postcard and a copy of the specification from the parent application

- Applicant: Wilfried JUD
- Serial No. 09/867,551
- Filed: 5/31/2001

Handcarried to PTO on June 14, 2001  
ATM-2216-1 – no due date



Please type a plus sign (+) inside this box → ☐

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PTO/SB-05 (03-01)

Approved for use through 10/31/2002 OMB 0651-0032

U.S. Patent and Trademark Office U.S. DEPARTMENT OF COMMERCE

# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No. ATM-2216-1  
First Inventor Wilfried JUD  
Title LIDS FOR CLOSING OFF CONTAINERS  
Express Mail Label No.

## APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

ADDRESS TO: Assistant Commissioner for Patents  
Box Patent Application  
Washington, DC 20231

1. ☒ Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original and a duplicate for fee processing)
2. ☐ Applicant claims small entity status.  
See 37 CFR 1.27.
3. ☒ Specification [Total Pages **9**]  
(preferred arrangement set forth below)
  - Descriptive title of the invention
  - Cross Reference to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference to sequence listing, a table, or a computer program listing appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
4. ☐ Drawing(s) (35 U.S.C. 113) [Total Sheets ]
5. Oath or Declaration [Total Pages **2**]
  - a. ☐ Newly executed (original or copy)
  - b. ☒ Copy from a prior application (37 CFR 1.63 (d))  
(for continuation/divisional with Box 18 completed)
  - c. ☐ **DELETION OF INVENTOR(S)**  
Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(f)
6. ☐ Application Data Sheet. See 37 CFR 1.76

7. ☐ CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
  - a. ☐ Computer Readable Form (CRF)
  - b. Specification Sequence Listing on:
    - i. ☐ CD-ROM or CD-R (2 copies), or
    - ii. ☐ paper
  - c. ☐ Statements verifying identity of above copies

## ACCOMPANYING APPLICATION PARTS

9. ☐ Assignment Papers (cover sheet & document(s))
10. ☐ 37 CFR 3.73(b) Statement ☐ Power of Attorney  
(when there is an assignee)
11. ☐ English Translation Document (if applicable)
12. ☒ Information Disclosure Statement (IDS)/PTO-1449 ☒ Copies of IDS Citations
13. ☒ Preliminary Amendment
14. ☒ Return Receipt Postcard (MPEP 503)  
(Should be specifically itemized)
15. ☐ Certified Copy of Priority Document(s)  
(if foreign priority is claimed)
16. ☐ Nonpublication Request under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
17. ☐ Other:

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76:

☐ Continuation ☒ Divisional ☐ Continuation-in-part (CIP)

of prior application No. **09 461 513**

Prior application information

Examiner **Vo**

Group Art Unit **3727**

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

## 19. CORRESPONDENCE ADDRESS

☐ Customer Number or Bar Code Label ☐ (Insert Customer No. or Attach bar code label here) or ☒ Correspondence address below

Name FISHER, CHRISTEN & SABOL  
Address 1725 K Street, N.W.  
Suite 1401  
City Washington State D.C. Zip Code 20006  
Country U.S.A. Telephone 202/659-2000 Fax 202/659-2015

Name (Print/Type) Virgil H. Marsh Registration No. (Attorney/Agent) 23,083  
Signature *Virgil H. Marsh* Date May 31, 2001

Estimated Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.